

Boise, ID

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD**

WINCO FOODS, LLC

Employer

and

Case 27-RC-109711

INTERNATIONAL BROTHERHOOD OF
TEAMSTERS LOCAL 483

Petitioner

DECISION AND DIRECTION

The National Labor Relations Board has considered an objection and determinative challenged ballots in an election held August 28 and 29, 2013, and the Hearing Officer's report recommending disposition of them. The election was conducted pursuant to a Stipulated Election Agreement. The tally of ballots shows 92 ballots cast for the Petitioner, 99 ballots cast for the Intervenor,¹ and 3 ballots cast against the participating labor organizations. There were 10 challenged ballots, a sufficient number to affect the results.

No exceptions have been filed to the Hearing Officer's report within the time provided. Accordingly, the Board adopts the Hearing Officer's findings and recommendations.²

¹ Winco Foods #91 Boise Distribution Center Employee Association

² The Hearing Officer recommended that Petitioner's Objection 1 be overruled in its entirety. The Hearing Officer also recommended that the challenges to the ballots of DC Assistant Supervisors Patrick Douglass, Rodney Ricks, and Jason Munden, and Assistant Shift Supervisor/Lead Inventory Control Scott Renberg be sustained. She also recommended that the challenges to the ballots of Security Gate Guards David Sweet, Joyce Higman, Jeffrey Howard, and Alejandro Chavez, and HR Assistant Cheryl Berg and Receptionist Catherine Dubish be overruled, and their ballots be opened and counted and that a new Tally of Ballots issue.

DIRECTION

IT IS DIRECTED that the Regional Director for Region 27 shall, within 14 days of this direction, open and count the ballots of David Sweet, Joyce Higman, Jeffrey Howard, Alejandro Chavez, Cheryl Berg and Catherine Dubish, and thereafter prepare and serve on the parties a revised tally of ballots, and issue the appropriate certification.

Dated, Washington, D.C., December 27, 2013.

By direction of the Board:

/s/Farah Z. Qureshi

Associate Executive Secretary